

FROM W&C LLP 19TH FL

(FRI) 4.16'04 9:58/ST. 9:58/NO. 4260454094 P 1

1103326-0206

RECEIVED
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **CENTRAL FAX CENTER**

Applicants : Goutam Das APR 16 2004
Serial No. : CPA of 09/418,176
Filed : October 13, 1999
(CPA filed September 25, 2002)
For : DNA MOLECULES FOR EXPRESSION
OF BILE SALT-STIMULATED LIPASE
Examiner : D. Ramirez
Group Art Unit : 1652

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this paper is being facsimile transmitted
to the U.S. Patent and Trademark Office on the date indicated
below at the facsimile number 703-872-9306.

John M. Genova 32,224
Agent Name PTO Reg. No.


Signature

16 April 2004
Date of Signature

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Examiner D. Ramirez
DATE: 16 April 2004
NUMBER OF PAGES: 3
FAX NUMBER: 703-872-9306

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. §1.191)**

Sir:

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed 17 November 2003, of claims 1-12, 14 and 15. The item(s) below are appropriate:

1. STATUS OF APPLICANTS

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(b), the fee for filing the Notice of Appeal is \$330.00.

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)(1-4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>
<input type="checkbox"/> one month	\$110.00
<input checked="" type="checkbox"/> two months	\$420.00
<input type="checkbox"/> three months	\$950.00
<input type="checkbox"/> four months	\$1,480.00

Fee \$ 420.00

If an additional extension of time is required, please consider this a petition therefor.

An extension for _____ months has already been secured by the Amendment after Final, filed _____. The fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$420.00

or

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 330.00

Extension fee (if any) \$ 420.00

TOTAL FEE DUE \$ 750.00

5. FEE PAYMENT

Attached is a check in the sum of \$.

Charge Account No. 23-1703 the sum of \$ 750.00.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, charge Account No. 23-1703.
AND/OR
 If any additional fee for claims is required, charge Account No. 23-1703.

Dated: April 16, 2004

Respectfully submitted,



John M. Genova
Reg. No. 32,224
Attorney for Applicant's

Customer No. 007470
(212) 819-8832